

Court of Appeals, State of Michigan

ORDER

People of MI v Gilbert Lee Poole

Docket No. 276973

LC No. 89-090203-FC

Michael J. Talbot
Presiding Judge

E. Thomas Fitzgerald

Michael R. Smolenski
Judges

The Court orders that the motion to remand for an evidentiary hearing pursuant to *People v Ginther*, 390 Mich 436; 212 NW2d 922 (1973) is DENIED.

The motion to remand for an evidentiary hearing pursuant to *People v Wright*, 463 Mich 993; 625 NW2d 783 (2001) is DENIED.

The motion to remand for DNA testing is DENIED.

The delayed application for leave to appeal is DENIED for failure to meet the burden of establishing entitlement to relief under MCR 6.508(D).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 23 2007

Date

Sandra Schultz Mengel
Chief Clerk